

MINUTES
EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, November 27, 2012

City Council Chamber

4:00 p.m.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Council President Kincaid called the meeting to order. The following members were present: Council Members Larry Balow, David Duax, Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, Kathy Mitchell, Mark Olson, Jackie Pavelski, Bob Von Haden, and Andrew Werthmann. Absent: Council Member Thomas Vue.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, November 27, 2012. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Balow "to adopt the consent resolution". Said motion passed by unanimous vote.

PROCLAMATION

Council President Kincaid, on behalf of the City Council, read a proclamation expressing thanks to the citizens who worked as Election Officials during 2012.

Council President Kincaid, on behalf of the City Council, proclaimed December 1, 2012, as Down with Duchenne Day in the City of Eau Claire in an effort to raise funds and create awareness regarding this muscle disorder.

GRANT

The Council considered a resolution authorizing the Police Department to accept a Speed Enforcement Grant funded by the Wisconsin Department of Transportation, Bureau of Transportation Safety. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Olson "to adopt said resolution". Said motion passed by unanimous vote.

ZONING

The City Council considered an ordinance rezoning property at 3411 Stein Blvd. from R-4 to C-1P and to adopt the General Development Plan for the existing Elk's Club on the property as shown on Planning File #Z-1515-12. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Duax "to adopt said ordinance". Said motion passed by unanimous vote.

The Council considered an ordinance rezoning property on the north side of Folsom Street, west of 33rd Street, from R-1A to R-1 as shown on Planning File #Z-1516-12. Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Mitchell "to adopt said ordinance". Said motion passed by unanimous vote.

The Council considered an ordinance rezoning property at the southeast corner of Jeffers Road and W. Shorewood Drive from C-3P to R-2P and to adopt the General Development Plan for duplex development as shown on Planning File #Z-1517-12. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Emmanuelle "to adopt said ordinance". Said motion passed by unanimous vote.

STOP INTERSECTIONS

The City Council considered an ordinance amending Table III of the City Code of Ordinances entitled "Stop Intersections," by adding Lincoln Avenue and Rust Street, when entering from the north and south on Rust Street. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Balow "to adopt said ordinance". Said motion passed by unanimous vote.

The Council considered an ordinance amending Table III of the City Code of Ordinances entitled "Stop Intersections," by adding Echo Valley Drive and S. Oakwood Hills Parkway, when entering from the south on Echo Valley Drive. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Olson "to adopt said ordinance". Said motion passed by unanimous vote.

CODE AMENDMENTS

The City Council considered an ordinance amending Section 3.16.020 of the Code of Ordinances entitled "Payments-Installments". Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Duax "to adopt said ordinance". Said motion passed by unanimous vote.

The Council considered an ordinance amending Section 15.04.040 of the City Code of Ordinances entitled "Charge based upon water consumption" by deleting the minimum consumption wording. Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Mitchell "to adopt said ordinance". Said motion passed by unanimous vote.

The Council considered an ordinance amending Section 9.76.110 of the City Code of Ordinances entitled "Parks-Hazardous activities prohibited". Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Von Haden "to adopt said ordinance". Thereupon a motion was offered by Council Member Mitchell "to insert the words '*or any other hazardous activity*' before the words '*except in appropriate areas.*'" Said motion was accepted by the mover and seconder as a friendly amendment. Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Balow "to postpone consideration

of said ordinance until the January 22, 2013 City Council Legislative Session”. Said motion to postpone passed by the following vote: Aye: Council Members Balow, Duax, Emmanuelle, Olson, Pavelski, Von Haden and Werthmann. Nay: Council Members Kincaid, Klinkhammer, and Mitchell.

Council Member Klinkhammer left the Council Chamber.

The Council considered an ordinance amending Section 10.40.070 of the Code of Ordinances entitled “Wisconsin State College Grounds”. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Pavelski “to adopt said ordinance”. Thereupon a motion was offered by Council Member Duax “to delete the words ‘*of State Colleges*’ from the second paragraph of the ordinance”. Said motion was accepted by the seconder as a friendly amendment. The Council then voted on the ordinance as amended. Said ordinance passed by unanimous vote.

Council Member Klinkhammer returned to the Council Chamber.

ZONING

The City Council had first reading on an ordinance rezoning property north of Cameron Street, on the east side of I-94, from R-1 to R-2 for duplex development as shown on Planning File #Z-1518-12.

ADJOURNMENT

A motion was offered by Council Member Werthmann and seconded by Council Member Olson “that this meeting does now adjourn.” Said motion passed by unanimous voice vote.

Adjournment: November 27, 2012

Time: 5:15 p.m.

ATTEST:

Kerry J. S. Kincaid, President

Donna A. Austad, City Clerk